

Dec. 5, 1853—w&tw3m.

THE COMMONWEALTH.

KENTUCKY LEGISLATURE.

IN SENATE.

Monday, Feb. 18, 1856.

Prayer by the Rev. Mr. LANCASTER, of the Catholic Church.

LECT. GOV. HARDY.

The following communication was received from the Lieut. Governor:

Indisposition prevents me from presiding over the Senate to-day and Mr. Senator Kohlbas will oblige me by taking the chair for this day.

Feb. 18, 1856.

PETITIONS.

Mr. SMITH presented the petitions of sundry citizens, praying the establishment of a bank of deposit at Mt. Sterling, under the name of the Exchange Bank of Kentucky: referred to committee on Banks.

Mr. BARLOW presented the petition of W. S. Brown, asking a change in the name of the Daniel Boone Eclectic Institute: referred to committee on Education.

Mr. BLAIN presented the petition of sundry citizens of Pulaski county in relation to the navigation of Cumberland River: referred to the committee on Federal Relations.

Mr. BULLOCK presented the petition of sundry citizens of Shelby county praying the incorporation of a Turnpike Road Company from Harrisonville to the Shelby and Frankfort Turnpike near the house of John W. Branch: referred to Judiciary committee.

Mr. WADSWORTH presented the petition of sundry citizens of Mason county in relation to the Turnpike Road Company: referred to committee on Internal Improvement.

Mr. COLLINS presented the petition of sundry citizens of Clay and Harlan counties praying a change in the law in regard to the Knox and Clay Turnpike Road Company: referred to committee on Internal Improvement.

LEAVE TO BRING IN BILLS.

Leaves to bring in bills were asked, and obtained as follows:

Mr. HOWELL—a bill to amend fifth Section, 8th Article, 93rd chapter of Revised Statutes, title "Slaves, Runaways, and Free Negroes": referred to committee on Revised Statutes.

Mr. SILVERTOOTH—a bill for the benefit of the clerk of the Hickman Circuit Court: referred to a select committee.

Mr. HOWELL—a bill to authorize County Clerks to issue all process of the Quarterly Courts in the absence of the County Judge: referred to Judiciary committee.

Mr. MATTHEWSON—a bill better to define the duties of County Clerks: referred to committee on County Courts.

Mr. HOGAN—a bill for the benefit of the Harrison Circuit Court Clerk: referred to a select committee.

Mr. SILVERTOOTH—a bill to amend an act entitled "an act to amend and reduce into one the several acts respecting the town of Hickman": referred to a select committee.

Mr. RIPLEY—a bill to fix the salary of the Louisville City Court: referred to the Judiciary committee.

Mr. PALMER—a bill for the benefit of the Sheriff of Washington county: referred to a select committee.

Same—a bill to amend the act incorporating the Springfield and Bardonia Turnpike Road Company: referred to a select committee.

Mr. RIPLEY—a bill to incorporate the Louisville Lunatic Asylum: referred to Judiciary committee.

Same—a bill to amend the law in relation to licenses: referred to committee on Finance.

Mr. GILLISS—a bill for the benefit of Jas. Henderson Jr., of Rockcastle county: referred to committee on Propositions and Grievances.

GEOLOGICAL SURVEY.

Mr. SUDDUTH offered the following resolution, which was adopted:

Resolved, That a standing committee of three members of the Senate be appointed by the Speaker, to be styled the Committee on the Geological Survey.

REPORTS FROM STANDING COMMITTEES.

Mr. BULLOCK from the Judiciary committee reported a bill in relation to a new road in Lewis and Fleming counties: passed.

JOSEPH C. YEAGER.

The Senate here took up the special order for 10 o'clock, which was whether the Judiciary committee should be discharged from the further consideration of the bill from the House of Representatives for the benefit of Joseph Yeager.

[The bill appropriates \$1000 for the purpose of taking to the Supreme Court of the United States of America a case determined in the District Court of Indiana, (Judge McLean presiding) in which said Yeager was a party. Yeager is represented to have recovered a judgment in the Circuit Court against one Rowe, a citizen of the State of Indiana, for \$5000 in an action of trespass. Yeager in order to enforce this judgment instituted suit in the Federal Court of Indiana against Rowe, and upon the trial of the case, Judge McLean is reported to have decided that the Kentucky court had no jurisdiction of the trespass aforesaid, because process was served on a boat attached to the Indiana shore, though at a place within the boundary of Kentucky at low water mark on the northwest bank of the Ohio river.

Elijah F. Nuttall of Henry county is appointed by the bill as the agent of Kentucky to prepare and superintend the appeal to the Supreme Court of U. S.]

Mr. ALLEN recited the facts which attended the institution of the aforesaid suit by Mr. Yeager, and urged the passage of the bill as of vital importance to the whole State of Kentucky. When decided, the much vexed question as to the extent of the jurisdiction of Kentucky and other States upon the Ohio river would be finally settled.

Messrs. BUCKNER and BULLOCK would cheerfully vote for the bill if they thought it would have the effect hoped for by the Senator from Henry. But believing that the interests of Kentucky would not be subserved to any extent by its passage, they felt constrained to vote against it.

Mr. ALLEN again urged the passage of the bill.

The question was then taken upon ordering the bill to a third reading. The Senate refused to do so, and the bill was rejected.

REPORTS FROM A STANDING COMMITTEE.

Mr. BULLOCK from the Judiciary committee reported a bill to incorporate the Paducah Gas Light Company: passed.

Also—a bill to amend the act establishing the Boston and Akin Turnpike Road Company: passed.

Mr. SILVERTOOTH from same committee—a House bill supplemental to an act entitled an act to incorporate the town of Mayfield: passed.

Also—a bill for the benefit of Harriet Lewis, a free woman of color.

[The bill allows her to come into this State to live with her husband at the city of Hickman. The bill is based upon the petition of numerous citizens of Hickman, where the husband lives.]

Mr. SILVERTOOTH advocated and Messrs. HOGAN, WALTON, and SMITH opposed the bill.

He questioned being taken upon ordering the bill to a third reading, it was rejected.

Mr. RIPLEY, from same committee—a bill to better define usury.

[The bill is lengthy, and will be published hereafter.]

Mr. RIPLEY explained the provisions of the bill and urged its passage.

Its further consideration was cut off by the bill in relation to

CIRCUIT COURTS.

The rules were here dispensed with, on motion of Mr. WADSWORTH, in order to take up the bill reported on Saturday by him, from a select committee, fixing the time of holding the various Circuit Courts in this Commonwealth.

After amending the bill in various particulars, it was passed, and, as amended reads as follows:

A BILL REGULATING THE TIME OF HOLDING THE CIRCUIT COURTS.

1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That the Circuit Courts for the several counties in each of the thirteen circuit court judicial districts in this Commonwealth, shall commence in the counties at the times hereinafter specified, and be held the number of judicial days allotted to each term, if the business of the court shall require it, viz:

FIRST DISTRICT.

In the county of Fulton, on the first Mondays in March and September, and continue each, twelve judicial days.

In the county of Hickman, on the third Mondays in March and September, and continue, each, twelve judicial days.

In the county of Ballard, on the first Mondays in April and October, and continue, each, twelve judicial days.

In the county of McCracken, on the third Mondays in April and October, and continue, each, eighteen judicial days.

In the county of Marshall, on the second Mondays in May and November, and continue, each, twelve judicial days.

In the county of Calloway, on the fourth Mondays of May and November, and continue, each, twelve judicial days.

In the county of Graves, on the second Mondays in June and December, and continue, each, twelve judicial days.

In the county of Livingston, on the fourth Monday in June and first Monday in January, and continue, each, six judicial days.

In the county of Lyon, on the first Monday in July and second Monday in January, and continue, each, twelve judicial days.

In the county of Crittenden, on the third Monday in July and fourth Monday in January, and continue, each, twelve judicial days.

In the county of Union, on Tuesday after the first Monday in August and the second Monday in February, and continue the first, eleven, and the second, twelve judicial days.

SECOND DISTRICT.

In the county of Trigg, on the last Mondays in February and August, and continue, each, twelve judicial days.

In the county of Caldwell, on the second Mondays in March and September, and continue, the March term, eighteen judicial days, the September term, twelve judicial days.

In the county of Christian, on the first Monday in April, and the last Monday in September, and continue, each, eighteen judicial days. A term for the trial of equity causes shall also be held in the county of Christian, commencing on Tuesday after the first Monday in August, and continue eleven judicial days.

In the county of Todd, on the fourth Monday in April, and third Monday in October, and continue, each, twelve judicial days.

In the county of Muhlenburg, on the second Monday in May, and first Monday in November, and continue, each, twelve judicial days.

In the county of Hopkins, on the fourth Monday in May and third Monday in November, and continue, each, twelve judicial days.

In the county of Henderson, on the second Monday in June, and first Monday in December, and continue, each, eighteen judicial days.

THIRD DISTRICT.

In the county of Hancock, on the last Mondays in February and August, and continue, each, six judicial days.

In the county of Daviess, on the first Mondays in March and September, and continue, each, twelve judicial days, also, on the fourth Monday in June, and continue six judicial days, for the trial of equity, criminal and penal causes.

In the county of McLean, on the third Mondays in March and September, and continue, each, six judicial days.

In the county of Ohio, on the fourth Mondays in March and September, and continue, each, twelve judicial days.

In the county of Breckinridge, on the second Mondays in April and October, and continue, each, twelve judicial days.

In the county of Grayson, on the fourth Mondays in April and October, and continue, each, six judicial days.

In the county of Lenoir, on the first Mondays in May and November, and continue, each, six judicial days.

In the county of Hardin, on the second Mondays in May and November, and continue, each, twelve judicial days. There shall also be held a term for the trial of equity, criminal and penal causes, in Hardin county, commencing on the second Monday in July, and continue twelve judicial days.

In the county of Meade, on the fourth Mondays in May and November, and continue, each, twelve judicial days.

FOURTH DISTRICT.

In the county of Logan, on the fourth Monday in July and Tuesday after the first Monday in August, and continue, the first term eighteen, the second term seventeen judicial days.

In the county of Simpson, on the third Monday in March, and the fourth Monday in August, and continue, each, twelve judicial days.

In the county of Allen, on the first Monday in April and the second Monday in September, and continue, each, twelve judicial days.

In the county of Monroe, on the third Monday in April and the fourth Monday in September, and continue, each, six judicial days.

In the county of Warren, on the fourth Monday in April, and continue thirty judicial days, and on the first Monday in October, and continue twenty-four judicial days.

In the county of Edmonson, on the first Mondays in June and November, and continue, each, six judicial days.

In the county of Butler, on the second Mondays in June and November, and continue, each, six judicial days.

In the county of Hart, on the third Mondays in June and November, and continue, the June term eighteen, and the November term, twelve judicial days.

In Warren county, on the second Monday in July and the first Monday in December, and continue, each, eighteen judicial days.

FIFTH DISTRICT.

In the county of Nelson, on the fourth Mondays in February and August, and continue, each, twelve judicial days. There shall be also held, in Nelson county, a term for the trial of equity, criminal and penal causes, commencing on the second Monday in June, and continuing twelve judicial days.

In the county of Washington, on the second Mondays in March and September, and continue, each, twelve judicial days. For the trial of equity, criminal and penal causes, in Washington county, a term shall be held, commencing on the fourth Monday in June, and continue twelve judicial days.

In the county of Green, on the fourth Mondays in March and September, and continue, each, twelve judicial days. For the trial of equity, criminal and penal causes, there shall be held a term, commencing on the second Monday in July, and continuing six judicial days.

In the county of Mercer, on the second Mondays in April and October, and continue, each, twelve judicial days. For the trial of equity, criminal and penal causes, there shall be held a term, commencing on the second Monday in July, and continuing six judicial days.

In the county of Anderson, on the fourth Mondays in April and October, and continue, each, twelve judicial days. For the trial of equity, criminal and penal causes, in Anderson county, there shall be held a term, commencing on the second Monday in August, and continuing six judicial days.

In the county of Taylor, on the second Mondays in May and November, and continue, each, twelve judicial days.

In the county of Marion, on the fourth Mondays in May and November, and continue, each, twelve judicial days. Also for the trial of equity, criminal and penal causes, a term commencing on the third Monday in August, and continuing six judicial days.

SIXTH DISTRICT.

In the county of Boyle, on the first Monday in February and Tuesday after the first Monday in August, and continue, the first term twelve, and the second eleven judicial days. Also, a term for trial of equity, criminal, and penal causes shall be held in Boyle county, commencing on the fourth Monday in July, and continuing six judicial days.

In the county of Garrard, on the third Mondays in February and August, and continue, each, twelve judicial days. Also, a term for trial of equity, criminal, and penal causes shall be held in Garrard county, commencing on the first Monday in July, and continue six judicial days.

In the county of Lincoln, on the second Mondays in March and September, and continue, each, twelve judicial days. Also, a term for trial of equity, criminal, and penal causes, shall be held in Lincoln county, commencing on the second Monday in July, and continuing six judicial days.

In the county of Pulaski, on the fourth Mondays in March and September, and continue, each, twelve judicial days. Also, a term for trial of equity, criminal, and penal causes, shall be held in Pulaski county, commencing on the third Monday in July, and continuing six judicial days.

In the county of Wayne, on the second Mondays in April and October, and continue at April term six, and at October term twelve judicial days.

In Clinton county, on the third Monday in April, and the fourth Monday in October, and continue, each, six judicial days.

In Russell county, on the fourth Monday in April, and first Monday in November, and continue, each, six judicial days.

In Casey county, on the first Monday in May, and the second Monday in November, and continue, each, six judicial days.

In Adair county, on the third Monday in May, and third Monday in November, and continue, each, twelve judicial days. Also, a term for trial of equity, criminal, and penal causes, shall be held in Adair county, commencing on the fourth Monday in July, and continuing six judicial days.

In Cumberland county, on the first Mondays in June and December, and continue, each, twelve judicial days.

SEVENTH DISTRICT.

In Jefferson county, on the second Monday in January, the first Monday in May, and the second Monday in October, and continue at the January and May terms, each, forty-two, and at the October term forty-eight judicial days.

In Bullitt county, on the first Monday in March, and the first Monday in August, and continue, at the March term six, and at the August term twelve judicial days.

In Shelby county, on the second Monday in March, and the fourth Monday in September, and continue, each, twelve judicial days. Also, a term for trial of equity causes, shall be held in Shelby county, commencing on the first Monday in July, and continuing six judicial days.

In Oldham county, on the first Monday in March, and the third Monday in September, and continue, each, six judicial days.

In Spencer county, on the second Mondays in April and September, and continue, each, six judicial days.

EIGHTH DISTRICT.

In Franklin county, on the first Mondays in March and October, and continue, each, eighteen judicial days; also, on the second Monday in July, and continue twelve judicial days.

In Carroll county, on the fourth Mondays in March and August, and continue, each, six judicial days.

In Henry county, on the first Mondays in April and September, and continue, the April term twelve, and the September term six judicial days.

In Boone county, on the third Monday in April and the second Monday in September, and continue, each, twelve judicial days.

In Owen county, on the first Monday in May, and the second Monday in November, and continue, each, twelve judicial days.

In Gallatin county, on the third Monday in May, and the fourth Monday in September, and continue, each, six judicial days.

In Grant county, on the fourth Mondays in May and October, and continue, each, twelve judicial days.

In Trimble county, on the third Monday in June, and the fourth Monday in November, and continue, each, six judicial days.

NINTH DISTRICT.

In the county of Bracken, on the fourth Mondays in February and August, and continue, each, twelve judicial days.

In the county of Kenton, at Covington, on the second Mondays in March and September, and continue, each, thirty judicial days. At Independence, in the same county, on the second Mondays in June and December, and continue, each, six judicial days.

In the county of Pendleton, on the third Mondays in April and October, and continue, each, twelve judicial days.

In the county of Harrison, on the first Mondays in May and November, and continue, each, eighteen judicial days.

In the county of Campbell, at the court house in Alexandria, on the fourth Mondays in May and November, and continue, each, twelve judicial days.

In the county of Mason, on the first Mondays in April and October, and continue, each, thirty judicial days; and on the fourth Monday in July, and continue twenty-four judicial days.

In the county of Nicholas, on the third Mondays in March and September, and continue, each, twelve judicial days.

In the county of Boone, on the first Mondays in May and November, and continue, each, eighteen judicial days.

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day in February, and continue twelve judicial days, and Wednesday after the first Monday in August, and continue nine judicial days.

In the county of Laurel, on the second Monday in March and third Monday in August, and continue, the March term, twelve, and the August term six judicial days.

In the county of Whitley, on the fourth Mondays in March and August, and continue six judicial days. Where there are five Mondays in either of said months, the term in such month shall continue twelve judicial days.

In the county of Knox, on the first Mondays in April and September, and continue, each, twelve judicial days.

In the county of Harlan, on the first Tuesdays after the third Mondays in April and September; and continue twelve judicial days.

In the county of Letcher, on the second Mondays succeeding the terms of the Harlan circuit court, and continue, each, six judicial days.

In the county of Perry, on the Mondays next ensuing the terms of the Letcher circuit court, and continue, each, six judicial days.

In the county of Breathitt, on the third Mondays in May and October, and continue, each, six judicial days. When there are five Mondays in either April or September, the Breathitt circuit court shall begin the second Monday following the fifth Monday, and continue twelve judicial days.

In the county of Estill, on Tuesday after the fourth Mondays in May and October, and continue, each, eleven judicial days.

In the county of Owsley, on the second Mondays after the commencement of the terms of the Estill circuit court, and continue, each, twelve judicial days.

In the county of Clay, on the second Mondays after the commencement of the terms of the Owsley circuit court, and continue, each, twelve judicial days.

THIRTEENTH DISTRICT.

In the county of Fayette, on the first Monday in February and the second Monday in August, and continue, at February term, twenty-four, and at August term eighteen judicial days. Also on the second Monday in June, and continue twelve judicial days, for trial of equity, criminal and penal causes.

In the county of Jessamine, on the first Mondays in March and September, and continue, each, twelve judicial days.

In the county of Madison, on the third Mondays in March and September, and continue, each, twelve judicial days. Also on the fourth Monday in June, and continue six judicial days, for the trial of equity, criminal and penal causes.

In the county of Woodford, on the first Monday in April and October, and continue, each, twelve judicial days.

In the county of Bourbon, on the third Mondays in April and October, and continue, each, twelve judicial days. Also on the second Monday in July, and continue six judicial days for trial of equity, criminal and penal causes.

In the county of Clarke, on the first Mondays in May and November, and continue, each, twelve judicial days. Also on the third Monday in July, and continue six judicial days, for trial of equity, criminal and penal causes.

In the county of Scott, on

